

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF GENESEE

<p>Victor VanMeerbeeck and Lynn VanMeerBeeck, husband and wife</p> <p>Plaintiffs,</p> <p>v</p> <p>Jeffrey Wright, Genesee County Drain Commissioner and Robert Cole, David Guigear and Micki Hoffman in their capacity as members of the Office of the Genesee County Drain Commissioner's Board of Determination</p> <p>Defendants</p>	<p>Case No. 11-96350-CE</p> <p>Hon. Joseph J. Farah</p>
<p>Roger L. Myers (P49186) Matthew M. Hagerty (P66015) MYERS & MYERS, PLLC Attorneys for Plaintiffs Victor and Lynn VanMeerbeeck 915 N. Michigan Ave. Howell, MI 48843 (517) 540-1700</p>	<p>Michael G. Woodworth (P26918) THE HUBBARD LAW FIRM, P.C. Attorneys for Defendants 5801 West Michigan Avenue P.O. Box 0857 Lansing, MI 08-0857 (517) 886-7176</p>

TRUE COPY
Michael J. Carr, Clerk

ORDER FOR REINSTATEMENT OF CIRCUIT COURT PROCEEDINGS IN CASE NO. 11-96350-CE

At a session of said Court, held in the City of Flint,
County of Genesee, State of Michigan
on this 21/11 day of September, 2012

PRESENT: HONORABLE JOSEPH J. FARAH, CIRCUIT COURT JUDGE

THIS MATTER, having come before the Court pursuant to Plaintiff's Motion for Reinstatement of Circuit Court Case No. 11-96350-CE Based Upon Action of the Genesee County Drain

Commissioner's Board of Determination; the Court having reviewed the pleadings and heard oral argument on September 24, 2012; and the Court being otherwise fully advised in the premises:

NOW THEREFORE:

IT IS HEREBY ORDERED, for the reasons set forth on the record, that this matter is reinstated on the Court's Civil Trial Docket and the entire record on appeal, including the June 20, 2012 Order of No Necessity & Dismissal of Petition, Transcript of the June 5, 2012 Public Hearing and all documents submitted to the Genesee County Drain Commissioner's Board of Determination for their consideration shall be filed with this Court by Defendants, with a copy provided to Plaintiffs' counsel, ~~within ___ days of the entry of this Order.~~ *by October 12, 2012.*

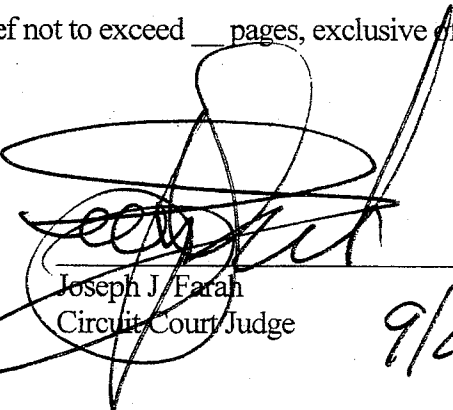
IT IS FURTHER HEREBY ORDERED that a hearing date on the propriety of the Board of

Determination's June 5, 2012 "Order of No Necessity & Dismissal of Petition" shall be scheduled for

October 29, 2012 ^{*MD*} _{*MD*}, 2012. Plaintiff shall submit its appeal brief to this Court on or before

October 29, 2012 _{*MD*} Defendants shall file its response brief on or before *October 22, 2012*

Plaintiff shall be permitted to file a reply brief not to exceed ___ pages, exclusive of any exhibits.


Joseph J. Farah
Circuit Court Judge *9/24/12*

approved as to form
Michael J. Wood
9/24/12 *Atty for Defendants*

Boym Z Meyer
9/24/12 *Atty for Plaintiffs*